

In the United States District Court
For the Middle District of Alabama

ASD SPECIALTY HEALTHCARE, INC., d/b/a
ONCOLOGY SUPPLY COMPANY,

Plaintiff(s),

v.

ROBERT G. HICKES, M.D.,

Defendant(s).

SUMMONS

(Issued pursuant to Rule 4
of the Federal Rules of
Civil Procedure or other
appropriate laws.)

CIVIL ACTION CASE NUMBER:
1:05cv592-T

TO DEFENDANT

Robert G. Hickes, M.D.
c/o Robert J. Holdsworth, Jr., Esq.
Harris Beach, PLLC
119 E. Seneca St.
Ithaca, New York 14850

You are hereby summoned and required to serve upon plaintiff's attorney(s):

James J. Robinson, Esquire
Health A. Fite, Esquire
Burr & Forman
420 North 20th Street, Suite 3100
Birmingham, AL 35203

a response to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. IF YOU FAIL TO DO SO, JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT. A signed copy of your response MUST also be filed with the court.

DATE: 6-24-05

SEE REVERSE SIDE FOR RETURN

NOTE: A separate summons must be prepared for each defendant.

Debra P. Hackett

CLERK

By *[Signature]*

Deputy Clerk

(SEAL OF COURT)

CLERK, U. S. DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
Frank M. Johnson Jr. Courthouse , One
Church Street, P.O. Box 711,
Montgomery, Alabama 36101

(3/92)

CASE NO. _____

RETURN ON SERVICE OF WRIT

I hereby certify and return that on the _____ day of _____, 2005, I served this summons together with the complaint as follows:

- ☐ By personal service on the defendant at
- ☐ By serving a person of suitable age and discretion then residing in the defendant's usual place of abode. (Give name and address of person served.)
- ☐ By serving an officer, a managing or general agent, or any other agent authorized by appointment or by law to receive service of process of the defendant corporation, partnership, or unincorporated association. (Give name, capacity and address of person served.)

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date Authorized or Specially Appointed Process Server

I hereby certify and return this _____ day of _____, _____, that I am unable to locate the individual, company, corporation, etc. named in this summons.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date Authorized or Specially Appointed Process Server

Cost of Service:	Service fee:	\$ 0.00
	Expenses: _____ miles @ _____ cents	\$ 0.00
	TOTAL:	\$ 0.00